



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

IN THE MATTER OF THE PETITION OF) WATER AND WASTEWATER
WALLKILL SEWER COMPANY TO CHANGE)
THE LEVEL OF ITS PURCHASED SEWAGE) ORDER ADOPTING INITIAL
TREATMENT ADJUSTMENT CLAUSE) DECISION/STIPULATION

BPU DOCKET NO. WR03100806
OAL DOCKET NO. PUCRA 1097-2004

(SERVICE LIST ATTACHED)

BY THE BOARD:

On October 6, 2003, pursuant to N.J.A.C. 14:9-8.4 et seq., Walkkill Sewer Company (Company or Walkkill), a public utility of the State of New Jersey, filed a petition with the Board of Public Utilities (Board) seeking to change the level of its purchased sewage treatment adjustment clause (PSTAC). The Company's proposal would have resulted in an increase in total Company revenues of \$42,872 or 28.98%.

Petitioner is a wastewater utility and serves approximately 276 customers in the Township of Hardyston, Sussex County, New Jersey. The Sussex County Municipal Utilities Authority (SCMUA) collects and treats all of the sewerage transmitted by the Petitioner. The Company's proposal would have established a PSTAC designed to recover revenues of \$42,872 or 28.98%.

After settlement discussions among the Company, the Ratepayer Advocate (RPA), and Board Staff (collectively, the Parties), the Parties agreed to maintain the Company's current tariff rate of \$5.48 per thousand gallons, as the approved PSTAC rate, resulting in no additional increase to customers. This settlement also identifies and corrects for over-charges to customers. Walkkill implemented a PSTAC without Board approval. This over-recovery, with interest will be refunded to customers.

PROCEDURAL HISTORY

This matter was transferred to the Office of Administrative Law (OAL) on December 23, 2003, and was assigned to Administrative Law Judge (ALJ) Mumtaz Bari-Brown. A pre-hearing conference was conducted by ALJ Bari-Brown on May 5, 2004.

A public hearing was held before ALJ Bari-Brown on June 10, 2004, at 6:30 p.m. in the Wallkill Valley Regional High School in the Township of Hardyston. Approximately 25 members of the public appeared to provide comments regarding repair of broken and/or malfunctioning meters, the accuracy of meter readings, the billing of customers based upon estimated meter readings for one or more consecutive quarters, the lack of information concerning the methodology utilized to bill customers and delays in responding to customer billing and service inquiries. The issues raised at the public hearing have all been investigated and are addressed by a settlement with the Company.

Subsequent to the public hearing, the Parties engaged in settlement negotiations. As a result of these discussions, the Parties reached a Stipulation of Settlement of all issues (Stipulation or Settlement).

ALJ Bari-Brown issued her Initial Decision recommending adoption of the Stipulation executed by the Parties, finding that the Parties had voluntarily agreed to the Settlement and that the Settlement fully disposes of all issues in the proceeding and is consistent with the law.

STIPULATION

As more fully set forth in the attached Stipulation of Settlement¹, the Parties agreed that:

1. Wallkill's tariff rate of \$5.48 per thousand gallons (tgs) shall be eliminated as a volumetric component of the Company's base rates and shall be reflected as the Company's initial PSTAC rate. The rate of \$5.48 per tgs reflects the recovery of sewage treatment charges by the SCMUA, effective January 1, 2003 (Settlement paragraph 1).
2. Wallkill implemented a PSTAC charge to customers prior to Board approval. This PSTAC charge was at a rate of \$6.87 per tgs and was in effect from August 2003 to December 2003. This PSTAC charge was in addition to the consumption charge of \$5.48 per tgs that was in the Company's base rates, resulting in an over-recovery (Settlement paragraph 2).
3. The amount over-recovered in 2003 is \$6,454.00, and, at 276 residential customers, translates into \$23.38 per customer. (See Schedule ACC-1 attached to the Stipulation.) The Parties agree that over recovery shall be refunded to customers with interest at the rate of 4.5%, which translates to a refund of \$24.43 per customer (Settlement paragraph 3).
4. The \$24.43 refund shall be in the form of a bill credit reflected to each customer in the fourth quarter 2004 (Settlement paragraph 4).

¹ Cited paragraphs referenced are in the settlement document. This is only a summary, the full settlement documents control, subject to the Board's findings and conclusions contained herein.

5. Walkill is to certify to Board Staff and to the RPA that each customer received a refund on their fourth quarter 2004 billing statement and the total amount of the refund to each customer within ten (10) days from the date the billing statements are mailed (Settlement paragraph 6).
6. The PSTAC rate of \$5.48 per thousand gallons shall remain in effect until the Company's next base rate or PSTAC proceeding (Settlement paragraph 7).
7. The fixed charges for an average residential customer in the amount of \$40.56 per quarter will remain unchanged (Settlement paragraph 2).
8. Walkill will file for a 2004 "true up" as early as possible in the first quarter of 2005 based upon the purchased treatment expenses from the Sussex County Municipal Utilities Authority (Settlement paragraph 8).
9. Draft tariff pages, incorporating the rate changes agreed to herein, have been submitted to the Board Staff and the Ratepayer Advocate. The Parties agree that there will be no changes to any of the miscellaneous charges to the Company's current tariff (Settlement paragraph 9).
10. Petitioner is under a continuing obligation to timely address the service concerns of its customers as part of its duty to provide safe, adequate and proper service at all times to all customers (Settlement paragraph 10).
11. The Company represents to the Board and the Ratepayer Advocate that it has hired a professional plumber to repair and service meters as needed in response to customer complaints concerning the repair of broken and/or malfunctioning meters. Because of the Company's financial constraints, it is unable at this time to implement a meter replacement program (Settlement paragraph 11).
12. The Company agrees and represents to the Board and the Ratepayer Advocate that the accounting methods used by Walkill on a going-forward basis, from the date of this Stipulation, will be in compliance with the Uniform System of Accounts and Generally Accepted Accounting Practices or Principles. The Parties further agree that the Company will utilize the services of a professional bookkeeper/accountant to bring and maintain Walkill's accounts in compliance with the Board's approved Uniform System of Accounts. Walkill shall provide to the Board and the Ratepayer Advocate on or before October 1, 2004 the name and address of Walkill's bookkeeper/accountant together with a certification from Walkill specifying that such bookkeeper/accountant has been retained to bring and maintain Walkill's accounts in compliance with the Board approved Uniform System of Accounts² (Settlement paragraph 12).
13. On a going forward basis Walkill shall maintain as part of its books and records a customer complaint log, listing all customer complaints and the disposition of those complains. The log shall include: (a) the name and address of customer; (b) the date the complaint was received; (c) a summary of the complaint; (d) the date the complaint was resolved; and (e) a summary of the resolution. The complaint log will be subject to

² On October 6, 2004, Petitioner submitted a letter and a certification to the Parties to this proceeding advising them that Walkill has hired and will utilize the services of a CPA accounting firm.

inspection by the Board, and the Ratepayer Advocate upon request (Settlement paragraph 13).

14. Wallkill on a going forward basis shall maintain in a separate journal as part of its books and records information detailing the number of meters for which an estimated rather than an actual meter reading was used for billing. This information shall be compiled after each billing cycle. This journal shall be subject to inspection by the Board, and the Office of the Ratepayer Advocate upon request (Settlement paragraph 14).

DISCUSSIONS AND FINDINGS

The Board having reviewed the Stipulation of Settlement and ALJ Bari-Brown's Initial Decision, FINDS that the Parties have voluntarily agreed to the Stipulation and that the Stipulation fully disposes of all issues in the proceeding and is consistent with law. The Board FINDS the Stipulation to be reasonable, in the public interest, and in accordance with the law.

The Board HEREBY ADOPTS the Initial Decision and the Stipulation attached, hereto, as its own, incorporating by reference the terms and conditions as if fully set forth at length herein, subject to the following:

- a. Wallkill's tariff rate of \$5.48 per thousand gallons (tgs) shall be eliminated as a volumetric component of the Company's base rates and shall be reflected as the Company's initial PSTAC rate. The rate of \$5.48 per tgs reflects the recovery of sewage treatment charges by the SCMUA, effective January 1, 2004.
- b. In August 2003, Wallkill implemented a PSTAC charge to customers prior to Board approval. This PSTAC charge was at a rate of \$6.87 per tgs and was in effect from August 2003 to December 2003. The PSTAC charge was implemented by the Company in addition to the consumption charge of \$5.48 per tgs. The consumption charge already reflected PSTAC costs, resulting in an over-recovery. The amount over-recovered in 2003 is \$6,744.43 which includes interest at the rate of 4.50%. The over-recovery shall be refunded to customers, by way of a fourth quarter 2004 bill credit to each customer. The total amount shall be \$6,744.43 and shall be refunded on a per customer basis. The credit amount per customer shall be \$24.43.
- c. The Company shall certify by letter from an officer of the Company, to the Board and Ratepayer Advocate that refunds were issued.
- d. The PSTAC rate of \$5.48 per thousand gallons shall remain in effect until the Company's next base rate or PSTAC proceeding.
- e. Wallkill shall file for a 2004 "true up" as early as possible in the first quarter of 2005 based upon the treatment costs from the Sussex County Municipal Utilities Authority.
- f. There shall be no changes to any other charges currently contained in the Company's tariff.

- g. Petitioner shall timely address the service concerns of its customers as part of its duty to provide safe, adequate and proper service at all times to all customers.
- h. The Company shall hire a professional plumber to repair and service meters as needed in response to customer complaints concerning the repair of broken and/or malfunctioning of meters. The Company shall hire this individual within thirty (30) from the effective date of this Order. The Company shall provide proof of hire to the Board and the Ratepayer Advocate.
- i. On a going forward basis Walkill shall maintain as part of its books and records a customer complaint log, listing all customer complaints and the disposition of those complains. The log shall include: (a) the name and address of the customer; (b) the date the complaint was received; (c) a summary of the complaint; (d) the date the complaint was resolved; and (e) a summary of the resolution. The complaint log will be subject to inspection by the Board, and the Office of the Ratepayer Advocate upon request. This complaint log shall be created from the effective date of this Order and forwarded to the Board and the Ratepayer Advocate within one year from the effective date of this Order.
- j. Walkill shall maintain, in a separate journal as part of its books and records, information detailing the number of meters for which an estimated rather than an actual meter reading was used for billing. This information shall be compiled after each billing cycle. This journal shall be subject to inspection by the Board, and the Office of the Ratepayer Advocate upon request.
- k. Walkill has obtained the services of a professional accountant as of October 1, 2004. Walkill shall retain this accountant to maintain Walkill's books and records, unless the Board determines this outside service is no longer needed.

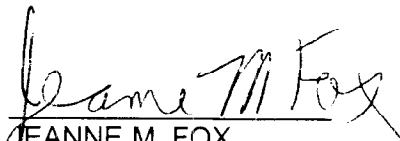
The Board admonishes the Company for implementing rates prior to a Board Order authorizing a rate increase. Adherence to regulations and the law is a requirement, and a measure of the managerial capacity of a company. Failure to comply with laws and regulations raises serious concerns as to whether such an entity should operate a utility in this State. The action taken by Walkill is unacceptable. The Board will closely monitor the Company's compliance with this Order and all laws and regulations of this State. Should the Board determine that a pattern of non-compliance with any law or regulation exists as it pertains to this Company, the Board will take the necessary steps to enforce compliance.

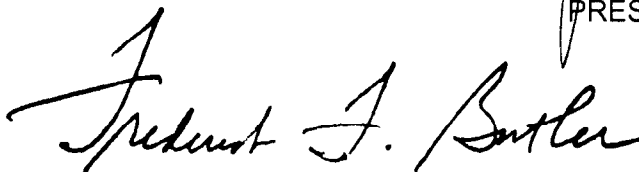
The Board ACCEPTS the tariff pages attached to the Stipulation, as consistent with the terms of the Stipulation, and effective for service rendered on and after the date of this Order.

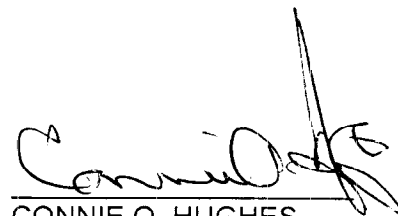
The effective date of this Order is as dated below.

DATED: 11/10/04

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER

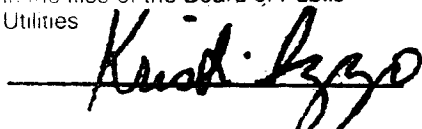

CONNIE O. HUGHES
COMMISSIONER


JACK ALTER
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I, Kristi Izzo, hereby certify that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



IN THE MATTER OF THE PETITION OF WALLKILL SEWER
COMPANY TO CHANGE THE LEVEL OF ITS PURCHASED
SEWERAGE TREATMENT ADJUSTMENT CLAUSE

BPU DOCKET NO. WR03100806
OAL DOCKET NO. PUCRA 1097-2004

SERVICE LIST

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-

Seema Singh, Esq.
Debra F. Robinson, Esq.
Division of the Ratepayer Advocate
31 Clinton Street, 11th floor
P. O. Box 46005
Newark, NJ 07101

COPY



COPY

State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

CMS
BGSLOW
RPA.
JAGS.
MORGEN
BELL
KOCZUR WAS

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 1097-04

AGENCY DKT. NO. WR03100806

2004 OCT 7 PM 2:31

IN THE MATTER OF THE PETITION OF
WALLKILL SEWERAGE TREATMENT
ADJUSTMENT CLAUSE ,

Robert T. Morgenstern, Esq., for petitioner,
(Dolan and Dolan, P.A., attorneys)

Alex Moreau, Deputy Attorney General, for respondent
(Peter C. Harvey, Attorney General of New Jersey, attorneys)

Debra F. Robinson, Esq., Assistant Deputy Ratepayer Advocate
(Seema Singh, Ratepayer Advocate)

Record Closed: September 17, 2004

Decided: September 23, 2004

BEFORE **MUMTAZ BARI-BROWN** , ALJ:

STATEMENT OF THE CASE

On October 6, 2003, Wallkill Sewer Company, a public utility of the State of New Jersey filed a petition with the Board of Public Utilities ("BPU") pursuant to N.J.S.A. 48:2-21, and N.J.A.C. 14:1-5.12.

Petitioner sought approval to change the level of purchased sewerage treatment adjustment clause and to increase the existing rates.

The matter was transmitted to the Office of Administrative Law ("OAL") on January 8, 2004 for hearing as a contested case pursuant to *N.J.S.A. 52:14B-1 to 15* and *N.J.S.A. 52:14F-1 to 13*.

A telephone pre-hearing conference was held on May 5, 2004 wherein hearing dates were established. A public hearing was held at the Wallkill Valley Regional High School in Hamburg, New Jersey on June 10, 2004.

After reviewing the record and the settlement, I **FIND**:

1. The parties have voluntarily agreed to the settlement as evidenced by the signatures or the signatures of the representatives.
2. The settlement fully disposes of all issues in controversy and is consistent with the law and is in the public interest.
3. The Stipulation of Settlement has been signed by all parties.

Therefore, I **CONCLUDE** that this agreement meets the requirements of *N.J.A.C. 1:1-19.1(d)* and should be approved. It is further **ORDERED** that the parties comply with the settlement terms and the proceedings be **CONCLUDED**.

I hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration.

recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

September 29, 2004
DATE

10-7-04
DATE

DATE
cdr

Mumtaz Bari Brown
MUMTAZ BARI-BROWN, ALJ

Receipt Acknowledged:

Floyd Long
BOARD OF PUBLIC UTILITIES

Mailed to Parties:

OFFICE OF ADMINISTRATIVE LAW

STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES

IN THE MATTER OF THE :
PETITION OF WALLKILL SEWER :
COMPANY TO CHANGE THE :
LEVEL OF ITS PURCHASED :
SEWAGE TREATMENT :
ADJUSTMENT CLAUSE :

BPU Docket No. WR 03100806
OAL Docket No. PUCRA 1097-2004

STIPULATION

APPEARANCES:

Robert T. Morgenstern, Dolan and Dolan, P.A. on behalf of Petitioner, Wallkill Sewer Company.

Alex Moreau, Deputy Attorney General (Peter C. Harvey, Attorney General of New Jersey) on behalf of the Staff of the New Jersey Board of Public Utilities.

Debra F. Robinson, Esq., Assistant Deputy Ratepayer Advocate on behalf of the Division of the Ratepayer Advocate.

TO THE HONORABLE NEW JERSEY BOARD OF PUBLIC UTILITIES:

The Parties that have participated in this proceeding are as follows: Wallkill Sewer Company ("Wallkill" or "Petitioner" or "the Company"), the Division of the Ratepayer Advocate ("Ratepayer Advocate") and the Staff of the Board of Public Utilities ("Staff") (collectively, "the Parties"). There were no intervenors in this proceeding. As a result of an analysis of Wallkill's Petition and exhibits, discovery conducted by the Ratepayer Advocate and the Staff, conferences, negotiations, and a public hearing held on June 10, 2004 in the Township of Hardyston, the Parties to this proceeding have come to the within agreement.

PROCEDURAL HISTORY

The procedural history of this matter is as follows:

On March 21, 2002, Wallkill Sewer Company, a public utility corporation of the State of New Jersey, pursuant to N.J.S.A. 48:2-21, and N.J.A.C. 14:1-5.11

and 14:1-5.12, filed a Petition to increase rates for sewer service and for approval to establish a Purchased Sewage Treatment Adjustment Clause ("PSTAC") under N.J.S.A. 48:2-21 and N.J.A.C. 14:9-8.4. These matters were assigned Docket Numbers WRO2030193 and WR02030194 respectively.

On August 7, 2003, the Board of Public Utilities (the "Board") adopted the ALJ's Initial Decision and Settlement. The Board's Order provided that Wallkill shall be permitted to file for a PSTAC at the conclusion of the rate case proceeding

On October 6, 2003, the Company filed an Amended Petition for a PSTAC, which was assigned Docket Number WR03100806 as set forth in the caption of the within Stipulation.

Wallkill serves approximately 276 customers in its service territory within the Township of Hardyston, Sussex County, New Jersey. These customers consist of approximately 242 townhomes, 12 stores, and 22 meters for 22 buildings within the Carlton Village Apartments for a total of 276 meters for its customers. Carlton Village is one customer for the 22 meters. Customers include all of the townhomes within the condominium developments known as Walden I and Walden II.

This matter was transferred to the Office of Administrative Law and was assigned to Administrative Law Judge Mumtaz Bari-Brown, who on June 10, 2004, presided over a public hearing held at the Wallkill Valley Regional High School in the Township of Hardyston for the convenience of the public and customers of Petitioner. Notice of this public hearing was accomplished by mailing copies thereof to the Parties, to the Clerk of the Township of Hardyston, to the Sussex County Board of Chosen Freeholders, and to the Sussex County Administrator and by publication on May 20, 2004 in The New Jersey Herald newspaper circulated in Wallkill's service territory.

Approximately 25 members of the public attended the hearing and 8 addressed Judge Bari-Brown. Among the concerns voiced by the attendees were the repair of broken and/or malfunctioning meters, the accuracy of meter readings, the billing of customers based on estimated meter readings for one or more consecutive quarters, the lack of information concerning the methodology utilized to bill customers, delays in responding to customer billing and service inquiries.

These issues were all investigated during the discovery process, during settlement conferences, and by independent analysis of available information by Board Staff and the Ratepayer Advocate's consultant. The Parties have agreed to the following terms as a complete resolution of all issues in controversy:

1. The Parties agree that Walkill's tariff rate of \$5.48 per thousand gallons ("Tgs") shall be eliminated as a volumetric component of the Company's base rates and shall instead be reflected as the Company's initial PSTAC rate. The rate of \$5.48/Tgs reflect the recovery of sewage treatment charges by the Sussex County Municipal Utilities Authority, effective, January 1, 2003.
2. Walkill implemented its PSTAC prior to Board approval Walkill over recovered PSTAC costs at a rate of \$6.87/ (Tgs) from August 2003 through December 2003. The PSTAC was implemented by the Company in addition to the Consumption Charge of \$5.48/Tgs. The Consumption Charge already reflected PSTAC costs, resulting in an over recovery. The fixed charges for an average residential customer in the amount of \$40.56 per quarter will remain unchanged for the purposes of this proceeding.
3. The amount over recovered in 2003 is \$6,454 and, at 276 residential customers, translates into \$23.38 per customer. See Schedule ACC-1 attached. The Parties agree this over recovery shall be refunded to customers with interest at the rate of 4.5%, which translates to \$24.43 per customer.
4. The Parties agree that the \$24.43 of refund for each customer will be reflected in the Fourth Quarter 2004 by way of a bill credit to each customer.
5. The Parties agree Carlton Village represents 22 customers of the 276 customers.
6. Walkill is to certify to the Staff of the Board and to the Ratepayer Advocate that each customer received a refund on their Fourth Quarter 2004 billing statement and the total amount of the refund to each customer within ten (10) days from the date bills are mailed.
7. The PSTAC rate of \$5.48 (Tgs) shall remain in effect until the Company 's next base rate proceeding or PSTAC proceeding.
8. Walkill will file with the Board a 2004 "true up" PSTAC filing as early as possible in the First Quarter 2005 based on the purchased treatment expenses from the Sussex County Municipal Utilities Authority.
9. The tariff pages, incorporating the rate charges agreed to herein, have been submitted to the Staff and the Ratepayer Advocate. The Parties agree that there will be no changes to any of the fixed and miscellaneous charges to the Company's current tariffs.
10. The Parties agree that Walkill is under a continuing obligation to timely

address the service concerns of its customers as part of its duty to provide safe, adequate and proper service at all times to all customers.

11. The Company represents to the Board and the Ratepayer Advocate that it has hired a professional plumber to repair and service meters as needed in response to customer complaints concerning the repair of broken and/or malfunctioning of meters. Because of the Company's financial constraints, it is unable at this time to implement a meter replacement program.

12. The Company agrees and represents to the Board and the Ratepayer Advocate that the accounting methods used by Walkill on a going-forward basis, from the date of this Stipulation, will be in compliance with the Uniform System of Accounts and with Generally Accepted Accounting Practices or Principles. The Parties further agree that the Company will utilize the services of a professional bookkeeper/accountant to bring and maintain the Walkill's accounts in compliance with the Boards approved Uniform System of Accounts. Walkill shall provide to the Board and the Ratepayer Advocate on or before October 1, 2004 the name and address of Walkill's bookkeeper/accountant together with a certification from Walkill specifying that such bookkeeper/accountant has been retained to bring and maintain Walkill's accounts in compliance with the Board approved Uniform System of Accounts.

13. The Parties agree that on a going forward basis Walkill shall maintain as part of its books and records a customer complaint log, listing all customer complaints received and the disposition of those complaints. This log shall include (a) the name and address of the customer; (b) the date the complaint was received; (c) a summary of the complaint; (d) the date the complaint was resolved; (e) a summary of the resolution. The customer complaint log shall be subject to inspection by the Board and the office of the Ratepayer Advocate upon request.

14. The Parties agree that on a going forward basis Walkill shall maintain in a separate journal as part of its books and records information detailing the number of meters for which an estimated rather than an actual meter reading was used for billing. This information shall be compiled after each billing cycle. This journal shall be subject to inspection by the Board and the office of the Ratepayer Advocate upon request.

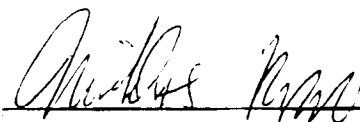
15. This Stipulation is the product of extensive negotiations by the signatories, and it is an express condition of the settlement embodied by this Stipulation that it be presented to the Board in its entirety without modification or condition. It is also the intent of the Parties to this Stipulation that this settlement, once accepted and approved by the Board, shall govern all issues specified and agreed to herein. The Parties to this Stipulation specifically agree that if adopted in its

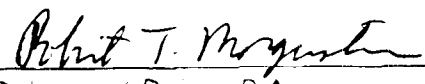
entirety by the Board, no appeal shall be taken by them from the Order adopting same as to those issues upon which the Parties have stipulated herein. The Parties agree that the within Stipulation reflects mutual balancing of various issues and positions and is intended to be accepted and approved in its entirety. Each term is vital to this Stipulation as a whole, since the Parties hereto expressly and jointly state that they would not have signed this Stipulation had any terms been modified in any way. In the event any particular aspect of this Stipulation is not accepted and approved by the Board, then any Party hereto materially affected thereby shall not be bound to proceed under this Stipulation. The Parties further agree that the purpose of this Stipulation is to reach fair and reasonable rates, and that it will avoid protracted and costly litigation of certain issues and that with respect to any policy or other issues which were compromised in the spirit of reaching an agreement, none of the Parties shall be prohibited from or prejudiced in arguing a different policy or position before the Board in any other proceeding, as such agreements pertain only to this matter and to no other matter.

16. This Stipulation may be executed in as many counterparts as there are signatories of this Stipulation, each of which counterparts shall be an original, but all of which shall constitute one and the same instrument.

WALLKILL SEWER COMPANY

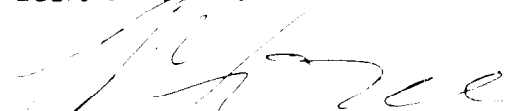
WALLKILL SEWER COMPANY

By: 
Nicholas Rizzo
President

By: 
Dolan and Dolan, P.A.
Robert T. Morgenstern, Esq.
Attorney for Petitioner

Dated: 9/15/04

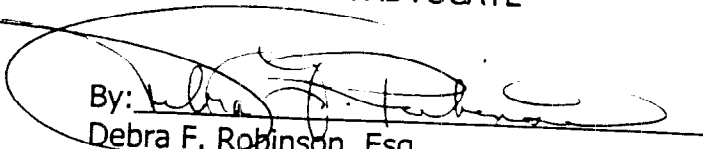
Peter C. Harvey, Esq.
Attorney General Of New Jersey
Attorney for Staff of the New Jersey
Board of Public Utilities

By: 
Alex Moreau, Esq.
Deputy Attorney General

Dated: 09/16/04

SEEMA M. SINGH, ESQ.
RATEPAYER ADVOCATE

Dated: 9-16-24

By: 
Debra F. Robinson, Esq.

Assistant Deputy Ratepayer Advocate

WALLKILL SEWER COMPANY

Schedule ACC-1

2003 TREATMENT CHARGES

1 Volumes Billed Through August 6, 2003 (Tgs)	14,352		(A)
2 Embedded Treatment Costs Per Tg	4.39		(B)
3 Recovery Through 8/6/03		\$63,005	(C)
4 Volumes Billed 8/7/03 - 12/31/03	4,977		(D)
5 Consumption Charged Billed	5.48		(B)
6 PSTAC Charged Billed	6.87		(B)
7 Recovery 8/7/03 - 12/31/03 - Consumption		\$27,271	(E)
8 Recovery 8/7/03 - 12/31/03- Treatment		<u>\$34,189</u>	(F)
9 Total Recovery in 2003		\$124,465	(G)
10 Sussex County Bills (Includes \$12,599 relating to 2002)		<u>\$118,011</u>	(H)
11 Overcollection in 2003		\$6,454	(I)

Sources:

- (A) Response to RAR-6.
- (B) Stipulation, Exhibit C.
- (C) Line 1 X Line 2.
- (D) Response to RAR-7.
- (E) Line 4 X Line 5.
- (F) Line 4 X Line 6.
- (G) Line 3 + Line 7 + Line 8.
- (H) PSTAC Petition.

WALLKILL SEWER COMPANY

Second Revised Sheet #1
Superceding First Revised Sheet No.1

RATE SCHEDULE NO. 1

APPLICABILITY:

Applicable to all sewer facilities used by residential and non-residential users in the entire territory served by the Company.

CHARACTER OF SERVICE:

Continuous.

RATE:

<u>Size of Water Meter</u>	<u>Fixed Charges</u>	<u>Rate Per Quarter</u>
5/8"	-	
3/4"		\$ 40.56
1"		\$ 60.84
		\$ 101.40

TERMS OF PAYMENT

Net cash within 15 days of receipt of the bill. Bills for all residential and non-residential sewer service are rendered at least once in each calendar quarter.

Issued: 2004
By: Nicholas Rizzo, President
P.O. Box 248
Hamburg, NJ 07419

Effective: 2004

Filed pursuant to Decision and Order of Board of Public Utilities, State of New Jersey, Docket Nos. WR 03100806 and OAL PUCRA 1097-2004.

PURCHASED SEWERAGE TREATMENT ADJUSTMENT CLAUSE

In addition to the Base Rate set forth in Rate Schedule No. 1, the purchased Sewerage Treatment Adjustment Clause rates, in accordance with N.J.A.C. 14:9-8.1 et seq., shall be:

METERED SERVICE

\$5.48 per thousand gallons.

The above charges are based upon the Board of Public Utilities' estimate of Wallkill Sewer Company's twelve (12) month average cost of purchased sewerage treatment. The estimated twelve (12) month average cost shall be periodically redetermined by the Board in accordance with true-up procedures set forth in N.J.A.C. 14:9-8.1 et seq.

Issued: 2004
By: Nicholas Rizzo, President
P.O. Box 248
Hamburg, NJ 07419

Effective: 2004

Filed pursuant to Decision and Order of Board of Public Utilities, State of New Jersey, Docket Nos. WR 03100806 and OAL PUCRA 1097-2004.

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State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, New Jersey 07102
(973) 648-7248

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Date: SEP 30 2004

Re: Initial Decisions for Receipt

Receipt of the following decisions from the Office of Administrative Law (as well as a copy of this form) is acknowledged as of the date indicated below:

OAL Docket No PUC

Case Name

1097-04

WALKILL SEWERAGE
TREATMENT

Board of Public Utilities

2 Gateway Center

Newark, New Jersey 07102

Date: _____

Board of Public Utilities